

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.60254 of 2023

Arising Out of PS. Case No.-259 Year-2022 Thana- PIPRA District- Supaul

SHRI KANT KUMAR SON OF RAMDEO RAM RESIDENT OF
VILLAGE- SATANPATTI, WARD NO 09, PS- RAGHOPUR, DISTT-
SUPAUL

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Ms. Patla Kumari, Advocate

For the Opposite Party/s : Mr. Awadhesh Kumar Singh, APP

CORAM: HONOURABLE MR. JUSTICE CHANDRA SHEKHAR JHA
ORAL ORDER

2 08-09-2023 Heard learned counsel appearing on behalf
of the parties.

2. The petitioner seeks bail in connection with
Pipra P.S. Case No. 259 of 2022 registered for the offence under
Sections 379 of the Indian Penal Code.

3. The accused/petitioner is not named in the
F.I.R. and is in custody since 29.09.2022.

4. The allegation against the petitioner is to
commit theft and while committing so, taken away a
motorcycle.

5. Learned counsel appearing on behalf of the
petitioner submitted that name of this petitioner surfaced in the
present case, while he was apprehended in Raghopur P.S. Case



No. 341 of 2022, out of self confession, where in furtherance thereof, no incriminating material recovered/surfaced, as to connect him, *prima facie*, with present occurrence of theft. It is submitted that recovery of stolen motorcycle was made from co-accused, namely, Manish Kumar, not from this petitioner. While concluding the argument, it is submitted that petitioner found involved in one more case, where, he is on bail and moreover, investigation of this case is completed, for which, charge-sheet has already submitted, as such, there is no chance of tampering with the evidence.

6. Learned APP appearing on behalf of the State, opposes the prayer of bail.

7. Considering the facts and circumstances as mentioned above, as save and except suspicion out of self confession, nothing appears incriminating against this petitioner, where, alleged recovery of motorcycle made from co-accused, namely, Manish Kumar, coupled with the fact that charge-sheet has already submitted, where, petitioner is in custody since 29.09.2022, let the petitioner, above named, is directed to be released on bail in connection with Pipra P.S. Case No. 259 of 2022 on furnishing bail bond of Rs.10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the



satisfaction of learned Additional Chief Judicial Magistrate,
Supaul/concerned court, subject to the condition as mentioned
under Section 437(3) of the Cr.P.C.

(Chandra Shekhar Jha, J)

S.Katyayan/-

U		T	
---	--	---	--

